

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/734,496	12/11/2000	Brian Feinberg	19880-004100

DINH & ASSOCIATES
2506 Ash Street
Palo Alto, CA 94306



CONFIRMATION NO. 3605

FORMALITIES LETTER



OC000000005710652

Date Mailed: 02/02/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$9.
 - \$9 for 1 total claims over 20.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 429.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings contain excessive text. Suitable descriptive legends may be used, or may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible (see 37 CFR 1.84(o));

03/12/2001 HVUON61 00000115 501229 09734496

01 FC:201 355.00 CH
02 FC:205 65.00 CH
03 FC:203 9.00 CH

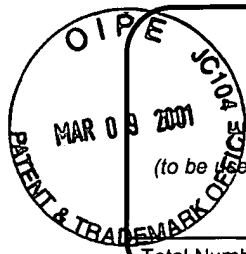
A copy of this notice MUST be returned with the reply.

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission	Application Number	09/734,496
	Filing Date	December 11, 2000
	First Named Inventor	FEINBERG, BRIAN et al.
	Group Art Unit	
	Examiner Name	
Attorney Docket Number		19880004100

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copy of Notice to File Missing Parts Certificate Under 37 CFR 3.73(b) Power of Attorney by Assignee Declaration
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 50-1229.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name	Dinh & Associates Truong T. Dinh	Reg No. 40,993
Signature		
Date	March 6, 2001	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:			
		March 6, 2001	
Typed or printed name	Truong T. Dinh		
Signature		Date	March 6, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any
comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U.S. Patent and Trademark
Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for
Patents, Washington, DC 20231.

<h1 style="margin: 0;">FEE TRANSMITTAL</h1> <h2 style="margin: 0;">for FY 2001</h2> <p style="margin: 5px 0;">Patent fees are subject to annual revision.</p>		<p>Complete if Known</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>09/734,496</td> </tr> <tr> <td>Filing Date</td> <td>December 11, 2000</td> </tr> <tr> <td>First Named Inventor</td> <td>FEINBERG, BRIAN et al.</td> </tr> <tr> <td>Examiner Name</td> <td></td> </tr> <tr> <td>Group Art Unit</td> <td></td> </tr> <tr> <td>Attorney Docket No.</td> <td>19880004100</td> </tr> </table>		Application Number	09/734,496	Filing Date	December 11, 2000	First Named Inventor	FEINBERG, BRIAN et al.	Examiner Name		Group Art Unit		Attorney Docket No.	19880004100
Application Number	09/734,496														
Filing Date	December 11, 2000														
First Named Inventor	FEINBERG, BRIAN et al.														
Examiner Name															
Group Art Unit															
Attorney Docket No.	19880004100														
<p>TOTAL AMOUNT OF PAYMENT (\$)</p>		<p>\$429.00</p>													

<p>METHOD OF PAYMENT (check one)</p> <p>The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>1. <input checked="" type="checkbox"/> Deposit Account Number 50-1229</p> <p>Deposit Account Name Dinh & Associates</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p> <p>2. <input type="checkbox"/> Payment Enclosed:</p> <p style="margin-left: 40px;"> <input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other </p>					<p>3. ADDITIONAL FEES</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td>65.00</td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet.</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>390</td><td>216</td><td>195</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>890</td><td>217</td><td>445</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,390</td><td>218</td><td>695</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,890</td><td>228</td><td>945</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>310</td><td>219</td><td>155</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>310</td><td>220</td><td>155</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>270</td><td>221</td><td>135</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>141</td><td>1,240</td><td>241</td><td>620</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>142</td><td>1,240</td><td>242</td><td>620</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>440</td><td>243</td><td>220</td><td>Design issue fee</td><td></td></tr> <tr><td>144</td><td>600</td><td>244</td><td>300</td><td>Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>146</td><td>710</td><td>246</td><td>355</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>149</td><td>710</td><td>249</td><td>355</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td>179</td><td>710</td><td>279</td><td>355</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>169</td><td>900</td><td>169</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr> <tr><td colspan="5">Other fee (specify) _____</td></tr> <tr> <td colspan="4">*Reduced by Basic Filing Fee Paid</td> <td> SUBTOTAL (3) (\$ 65.00) </td> </tr> </tbody> </table>					Fee Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid	105	130	205	65	Surcharge - late filing fee or oath	65.00	127	50	227	25	Surcharge - late provisional filing fee or cover sheet.		139	130	139	130	Non-English specification		147	2,520	147	2,520	For filing a request for reexamination		112	920*	112	920*	Requesting publication of SIR prior to Examiner action		113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action		115	110	215	55	Extension for reply within first month		116	390	216	195	Extension for reply within second month		117	890	217	445	Extension for reply within third month		118	1,390	218	695	Extension for reply within fourth month		128	1,890	228	945	Extension for reply within fifth month		119	310	219	155	Notice of Appeal		120	310	220	155	Filing a brief in support of an appeal		121	270	221	135	Request for oral hearing		138	1,510	138	1,510	Petition to institute a public use proceeding		140	110	240	55	Petition to revive - unavoidable		141	1,240	241	620	Petition to revive - unintentional		142	1,240	242	620	Utility issue fee (or reissue)		143	440	243	220	Design issue fee		144	600	244	300	Plant issue fee		122	130	122	130	Petitions to the Commissioner		123	50	123	50	Petitions related to provisional applications		126	180	126	180	Submission of Information Disclosure Stmt		581	40	581	40	Recording each patent assignment per property (times number of properties)		146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))		149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))		179	710	279	355	Request for Continued Examination (RCE)		169	900	169	900	Request for expedited examination of a design application		Other fee (specify) _____					*Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$ 65.00)
Fee Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																												
105	130	205	65	Surcharge - late filing fee or oath	65.00																																																																																																																																																																																											
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.																																																																																																																																																																																												
139	130	139	130	Non-English specification																																																																																																																																																																																												
147	2,520	147	2,520	For filing a request for reexamination																																																																																																																																																																																												
112	920*	112	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																																												
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action																																																																																																																																																																																												
115	110	215	55	Extension for reply within first month																																																																																																																																																																																												
116	390	216	195	Extension for reply within second month																																																																																																																																																																																												
117	890	217	445	Extension for reply within third month																																																																																																																																																																																												
118	1,390	218	695	Extension for reply within fourth month																																																																																																																																																																																												
128	1,890	228	945	Extension for reply within fifth month																																																																																																																																																																																												
119	310	219	155	Notice of Appeal																																																																																																																																																																																												
120	310	220	155	Filing a brief in support of an appeal																																																																																																																																																																																												
121	270	221	135	Request for oral hearing																																																																																																																																																																																												
138	1,510	138	1,510	Petition to institute a public use proceeding																																																																																																																																																																																												
140	110	240	55	Petition to revive - unavoidable																																																																																																																																																																																												
141	1,240	241	620	Petition to revive - unintentional																																																																																																																																																																																												
142	1,240	242	620	Utility issue fee (or reissue)																																																																																																																																																																																												
143	440	243	220	Design issue fee																																																																																																																																																																																												
144	600	244	300	Plant issue fee																																																																																																																																																																																												
122	130	122	130	Petitions to the Commissioner																																																																																																																																																																																												
123	50	123	50	Petitions related to provisional applications																																																																																																																																																																																												
126	180	126	180	Submission of Information Disclosure Stmt																																																																																																																																																																																												
581	40	581	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																																												
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))																																																																																																																																																																																												
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))																																																																																																																																																																																												
179	710	279	355	Request for Continued Examination (RCE)																																																																																																																																																																																												
169	900	169	900	Request for expedited examination of a design application																																																																																																																																																																																												
Other fee (specify) _____																																																																																																																																																																																																
*Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$ 65.00)																																																																																																																																																																																												
<p>FEE CALCULATION</p> <p>1. BASIC FILING FEE</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Fee Code</th> <th>Entity (\$)</th> <th>Small Fee Code</th> <th>Entity (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>101</td><td>710</td><td>201</td><td>355</td><td>Utility filing fee</td><td>\$355</td></tr> <tr><td>106</td><td>320</td><td>206</td><td>160</td><td>Design filing fee</td><td></td></tr> <tr><td>107</td><td>490</td><td>207</td><td>245</td><td>Plant filing fee</td><td></td></tr> <tr><td>108</td><td>710</td><td>208</td><td>355</td><td>Reissue filing fee</td><td></td></tr> <tr><td>114</td><td>150</td><td>214</td><td>75</td><td>Provisional filing fee</td><td></td></tr> <tr> <td colspan="5">SUBTOTAL (1)</td> <td>(\$ 355.00)</td> </tr> </tbody> </table> <p>2. EXTRA CLAIM FEES</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>Total Claims</td> <td>21</td> <td>-20**</td> <td>=</td> <td>1</td> <td>X</td> <td>9.00</td> <td>=</td> <td>9.</td> </tr> <tr> <td>Independent Claims</td> <td>3</td> <td>-3**</td> <td>=</td> <td>0</td> <td>X</td> <td>40.00</td> <td>=</td> <td>0</td> </tr> <tr> <td>Multiple Dependent</td> <td></td> <td></td> <td></td> <td></td> <td>X</td> <td></td> <td>=</td> <td>9.</td> </tr> </table> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Fee Code</th> <th>Entity (\$)</th> <th>Small Fee Code</th> <th>Entity (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>103</td><td>18</td><td>203</td><td>9</td><td>Claims in excess of 20</td><td></td></tr> <tr><td>102</td><td>80</td><td>202</td><td>40</td><td>Independent claims in excess of 3</td><td></td></tr> <tr><td>104</td><td>270</td><td>204</td><td>135</td><td>Multiple dependent claim, if not paid</td><td></td></tr> <tr><td>109</td><td>80</td><td>209</td><td>40</td><td>** Reissue independent claims over original patent</td><td></td></tr> <tr><td>110</td><td>18</td><td>210</td><td>9</td><td>** Reissue claims in excess of 20 and over original patent</td><td></td></tr> <tr> <td colspan="5">SUBTOTAL (2)</td> <td>(\$ 9.00)</td> </tr> </tbody> </table>					Large Fee Code	Entity (\$)	Small Fee Code	Entity (\$)	Fee Description	Fee Paid	101	710	201	355	Utility filing fee	\$355	106	320	206	160	Design filing fee		107	490	207	245	Plant filing fee		108	710	208	355	Reissue filing fee		114	150	214	75	Provisional filing fee		SUBTOTAL (1)					(\$ 355.00)	Total Claims	21	-20**	=	1	X	9.00	=	9.	Independent Claims	3	-3**	=	0	X	40.00	=	0	Multiple Dependent					X		=	9.	Large Fee Code	Entity (\$)	Small Fee Code	Entity (\$)	Fee Description	Fee Paid	103	18	203	9	Claims in excess of 20		102	80	202	40	Independent claims in excess of 3		104	270	204	135	Multiple dependent claim, if not paid		109	80	209	40	** Reissue independent claims over original patent		110	18	210	9	** Reissue claims in excess of 20 and over original patent		SUBTOTAL (2)					(\$ 9.00)																																																																													
Large Fee Code	Entity (\$)	Small Fee Code	Entity (\$)	Fee Description	Fee Paid																																																																																																																																																																																											
101	710	201	355	Utility filing fee	\$355																																																																																																																																																																																											
106	320	206	160	Design filing fee																																																																																																																																																																																												
107	490	207	245	Plant filing fee																																																																																																																																																																																												
108	710	208	355	Reissue filing fee																																																																																																																																																																																												
114	150	214	75	Provisional filing fee																																																																																																																																																																																												
SUBTOTAL (1)					(\$ 355.00)																																																																																																																																																																																											
Total Claims	21	-20**	=	1	X	9.00	=	9.																																																																																																																																																																																								
Independent Claims	3	-3**	=	0	X	40.00	=	0																																																																																																																																																																																								
Multiple Dependent					X		=	9.																																																																																																																																																																																								
Large Fee Code	Entity (\$)	Small Fee Code	Entity (\$)	Fee Description	Fee Paid																																																																																																																																																																																											
103	18	203	9	Claims in excess of 20																																																																																																																																																																																												
102	80	202	40	Independent claims in excess of 3																																																																																																																																																																																												
104	270	204	135	Multiple dependent claim, if not paid																																																																																																																																																																																												
109	80	209	40	** Reissue independent claims over original patent																																																																																																																																																																																												
110	18	210	9	** Reissue claims in excess of 20 and over original patent																																																																																																																																																																																												
SUBTOTAL (2)					(\$ 9.00)																																																																																																																																																																																											

**or number previously paid, if greater; For Reissues, see above

<p>SUBMITTED BY</p>				<p>Complete (if applicable)</p>	
Name (Print/Type)	Truong T. Dinh	Registration No. Attorney/Agent	40,993	Telephone	650.289.0600
Signature		Date	March 6, 2001		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.